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PASHMAN STEIN

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July 16, 2010

VIA FACSIMILE

Scott S. Rever, Esq. Wasserman, Jurista & Stolz 225 Millburn Avenue, Suite 207 Millburn, NJ 07041

> Re: Robert B. Wasserman vs Louis A. Capazzi, Jr., Esq., Ann Capazzi, Jessica Gallo and HSBC Bank USA Adv. Pro. No.: 10-1479 MS

Mr. Rever:

In response to your telephone call, as I said on the phone, I would prefer not to be involved in this matter, but understand that is not possible and that you will subpoen me if I do not provide the requested information.

I have now reviewed Louis Capazzi's affidavit and my file. With respect to paragraphs 16, 17 and 18 of the Capazzi affidavit, I do not have any information to suggest that anything therein is inaccurate.

In response to your questions, I can provide the following additional information:

Several months prior to the filing of the adversary complaint in this matter (Adv. Pro. No. 10-1479), I was engaged by Mr. Capazzi to assist him in a limited manner with respect to a litigation pending in state court. That representation has since ended, and I do not currently represent Mr. Capazzi.

Mr. Capazzi's affidavit states that he called me the day he received the Adversary Complaint. Mr. Capazzi did call me in April, but I have no record of the exact date. The day he called I was under a time crunch for other matters, and we did not have a substantive conversation. I informed him that I did not have time that day to talk and I asked that he follow up with me a few days later.

PASHMAN STEIN, P.C.

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I did not send Mr. Capazzi an engagement letter with respect to defending him and his wife in response to the Adversary Complaint.

The next time I spoke with Mr. Capazzi was on May 20, 2010. I told him that I did not file an answer because I had not been engaged by him and his wife with respect to the adversary complaint and had not received a copy of the complaint.

SM:mh

Cc: Douglas A. Goldstein, Esq. (via facsimile)